

1 **STIP**

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13 **PAUL DWAYNE SHINE and MOUNTAIN WEST MILK TRANSPORT CORPORATION**

14 **UNITED STATES DISTRICT COURT**

15 **DISTRICT OF NEVADA**

16 **RODOLFO ROJAS and LUIS ROJAS,**

CASE NO: 2:13-cv-02260-RFB-NJK

17 Plaintiffs,

18 v.

19 **PAUL DWAYNE SHINE and MOUNTAIN WEST**
20 **MILK TRANSPORT CORPORATION; DOES 1**
21 **through 10; and ROE ENTITIES 11 through 20,**

STIPULATION AND ORDER OF
DISMISSAL OF ENTIRE CASE WITH
PREJUDICE

22 Defendants.

23 **PAUL DWAYNE SHINE and MOUNTAIN WEST**
24 **MILK TRANSPORT CORPORATION,**

25 Counter-Claimants,

26 v.

27 **RODOLFO ROJAS,**

28 Counter-Defendant.

PAUL DWAYNE SHINE and MOUNTAIN WEST
MILK TRANSPORT CORPORATION,

Third-Party Plaintiffs,

v.

JOSEPHINE M. PIZANO,

Third-Party Defendant.

STIPULATION AND ORDER OF DISMISSAL OF ENTIRE CASE WITH PREJUDICE

IT IS HEREBY STIPULATED by and between Richard Harris, Esq. and Bryan Boyack, Esq. of RICHARD HARRIS LAW FIRM, attorneys for plaintiffs RODOLFO ROJAS and LUIS ROJAS; and Kym Samuel Cushing, Esq. and Kevin S. Smith, Esq. of WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP, attorneys for Defendant/Counter-Claimant/Third-Party Plaintiff MOUNTAIN WEST MILK TRANSPORT CORPORATION; that the plaintiffs' complaint and all causes of action contained therein for Case No. 2:13-cv-02260-RFB-NJK, pending in the United States District Court for the District of Nevada, is DISMISSED WITH PREJUDICE, with each party to bear their own costs and attorney's fees.

It is further STIPULATED that any and all counter-claims, cross-claims, third-party actions and other claims of any kind stemming from the subject matter of Case No. 2:13-cv-02260-RFB-NJK are DISMISSED WITH PREJUDICE, with each party to bear their own respective costs and attorney's fees.

The plaintiffs' claims against Defendant/Counter-Claimant/Third-Party Plaintiff PAUL DWAYNE SHINE were previously dismissed by order of the Court on November 4, 2014 (Court's Docket No. 33). The third-party action against Third-Party Defendant JOSEPHINE M. PIZANO was previously dismissed by order of the Court on April 6, 2015 (Court's Docket No. 37).


The parties respectfully request that any appearances scheduled before the Court in Case No. 2:13-cv-02260-RFB-NJK be taken OFF CALENDAR.


Dated this 21st day of May, 2015.

Dated this 20th day of May, 2015.

**WILSON, ELSER, MOSKOWITZ,
EDELMAN & DICKER LLP**

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RODOLFO ROJAS and LUIS ROJAS

ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

(1) The plaintiffs' complaint and all causes of action contained therein for Case No. 2:13-cv-02260-RFB-NJK, pending in the United States District Court for the District of Nevada, is DISMISSED WITH PREJUDICE.

(2) Any and all counter-claims, cross-claims, third-party actions and other claims of any kind stemming from the subject matter of Case No. 2:13-cv-02260-RFB-NJK are DISMISSED WITH PREJUDICE.

(3) Any appearances scheduled before the Court in Case No. 2:13-cv-02260-RFB-NJK be taken OFF CALENDAR.

(4) Each party is to bear their own respective costs and attorney's fees.

ALL OTHER RELIEF NOT EXPRESSLY GRANTED IN THIS ORDER IS DENIED.

ORDER

IT IS SO ORDERED:



RICHARD F. BOULWARE, II
United States District Judge

DATED this 31st day of May, 2015.